

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Cox et al.

Application No. 10/775,746

Filed: February 10, 2004

Confirmation No.: 1553

Art Unit: 3677

Examiner: William L. Miller

For: METHOD FOR CUSTOMIZING A BURIAL VAULT CARACE

**NOTICE OF APPEAL FROM THE
EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed April 13, 2009, rejecting the following claims: 1, 3, 4, 6, 16-18, and 20-25.

The items checked below are appropriate:

1. Status of Applicants

This application is on behalf of ☐ other than a small entity or ☒ a small entity.

2. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is for: ☐ other than a small entity or ☒ a small entity.

Notice of Appeal Fee due \$270.00

3. Enclosed Documents

☒ Request for Pre-Appeal Brief Conference (5 pages)
☐ Other _____

4. Extension of Time

- ☐ Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$130.00.
- ☐ An extension for one month has already been secured and the fee paid therefor of is deducted from the total fee due for the total amounts of extension now requested.
- ☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$0.00

5. Total Fee Due

The total fee due is:

Notice of Appeal Fee	\$270.00
Extension Fee (if any)	\$0.00

Total Fee Due: \$270.00

6. Fee Payment

- ☐ Attached is a check in the sum of \$.
- ☒ Charge Account No. 07-0181 the sum of \$270.00.

7. Fee Deficiency

- ☒ If any additional fee is required in connection with this communication, charge Account No. 07-0181.

Respectfully submitted,

/mark bergner/

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Date: April 27, 2009